

03500.015555

PATENT APPLICATION



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
MASAHIRO YOSHIDA, et al.)
Application No.: 09/900,044)
Filed: July 9, 2001)
For: IMAGE FORMING APPARATUS) January 9, 2004

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION UNDER 37 C.F.R. § 1.181 TO
WITHDRAW HOLDING OF ABANDONMENT**

RECEIVED
JAN 15 2004
TECHNOLOGY CENTER 2800

Sir:

This is a Petition under 37 C.F.R. § 1.181 to withdraw a holding of abandonment in the subject application. While it is believed that no fee is necessary for the filing of this Petition, should a fee be required, the Commissioner is hereby authorized to charge any such fee to Deposit Account No. 06-1205.

Applicants have received a Notice Of Abandonment for the above-identified application dated December 12, 2003, indicating that the application was abandoned for failure to file a reply to the Notice to Filing Missing Parts mailed August 28, 2001.

In fact, Applicants filed a Response To Notice To File Missing Parts Of Application, together with the surcharge fee of \$130.00, on October 5, 2001. A copy of the Response, together with a copy of the submitted Declaration, is attached as Exhibit A. A

copy of the date-stamped postcard evidencing its receipt by the Patent Office is attached as Exhibit B.

In view of the foregoing submissions, Applicants submit that a Response To Notice To File Mission Parts was timely filed and respectfully request withdrawal of the holding of abandonment in the subject application.

Applicants' undersigned attorney may be reached in our Costa Mesa, California office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Attorney for Applicants

Registration No. 50,957

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-2200
Facsimile: (212) 218-2200

CA_MAIN 75509 v 1

COPY

35.C15555

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
MASAHIRO YOSHIDA, et al.) Group Art Unit: 2852
Application No.: 09/900,044)
Filed: July 9, 2001)
For: IMAGE FORMING APPARATUS) October 4, 2001

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

**ATTENTION: APPLICATION PROCESSING DIVISION, SPECIAL
PROCESSING AND CORRESPONDENCE BRANCH**

RESPONSE TO NOTICE TO FILE MISSING
PARTS OF APPLICATION - FILING DATE GRANTED

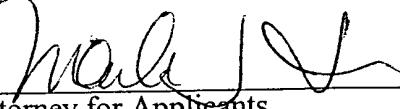
Sir:

In response to the NOTICE TO FILE MISSING PARTS OF
APPLICATION - FILING DATE GRANTED mailed August 28, 2001, enclosed please
find an executed Declaration/Power of Attorney form, together with the surcharge fee of
\$130.00. Also enclosed is a copy of the NOTICE TO FILE MISSING PARTS OF
APPLICATION - FILING DATE GRANTED.

The Commissioner is authorized to charge any additional fees or credit any
overpayment to Deposit Account No. 06-1205.

Applicants' undersigned attorney may be reached in our Costa Mesa office
by telephone at (714) 540-8700. All correspondence should continue to be directed to our
address given below.

Respectfully submitted,



Attorney for Applicants
Registration No. 36,171

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Commissioner for Patents
Washington, D.C. 20231

Date 10/5/01
Mo Day Yr

Atty. Docket J5-C15555
App. # 09/100,044

Sir:

Kindly acknowledge receipt of the accompanying:

Specifications, claims and abstract _____ pages, with Transmittal Form
 Patent Application Bibliographic Data Sheet _____ sheet
 Executed Oath or Declaration and Power of Attorney
 _____ Sheets of _____ formal _____ informal drawings OCT 05 2001
 Check for \$ 130 surface filing fee)

Request for Continued Examination and Check for \$ _____
 Assignment, PTO-1595 and Check for \$ _____
 Transmittal Under 37 CFR 1.53(d) (CPA)
 Petition under 37 CFR 1.136 and check for \$ _____

Other (specify) Request To Note To File Missing Parts & Copy of Notice
by placing your receiving date stamp hereon and mailing or returning to deliverer.

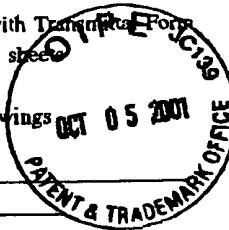
This is a Continuation Divisional Continuation-In-Part

37 CFR 1.8

37 CFR 1.10

By Hand

Atty. MJD/bmt Due Date 10/28/01
Mo. Day



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